



**FairPoint Communications, Inc.**  
**State of New Hampshire**  
**Docket No. DT 07-011**

**Respondent:** Michael Haga  
**Title:** Director of Billing and  
Operations Support Services

**REQUEST:** New England Cable and Telecommunications Association, Inc. and  
Comcast Phone of New Hampshire, LLC - Rebuttal

**DATED:** September 20, 2007

**ITEM:** NECTA/CPNH - 78R Please refer to page 32, line 20 – page 33, line 1. Please state why testing strategy, test plans and results are trade secrets in their entirety and will not be made available to parties other than DPS Staff, even under confidentiality arrangements. If any portions will be made available to other parties, please state when such strategy, test plans and results will be made available to other parties. Please explain whether FairPoint commits to the independent third party consultant certifying that FairPoint is ready to provide Verizon with a the irrevocable Notice of Readiness to Cutover under the TSA before such Notice is given and whether FairPoint will accept this as a condition of merger approval.

**REPLY:** **OBJECTION:** FairPoint objects to Data Request 78R on the grounds that it is vague, argumentative and seeks a legal conclusion. Subject to and without waiving these objections, FairPoint will provide information responsive to Data Request 78R. [Objection served September 25, 2007.]

Subject to and without waiving these objections, FairPoint responds as follows:

Information will be furnished in accordance with the Commission's Order No. 24,792.

FairPoint's testing proposal is not requesting a third party consultant to certify that FairPoint is ready to provide Verizon with the irrevocable Notice of Readiness to Cutover. FairPoint's proposal indicates an expectation that the results of testing will support FairPoint's decision to provide Notice of Readiness.